

UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF VIRGINIA
Richmond Division

In re:)	
)	
CIRCUIT CITY STORES, INC., et al.,)	Case No. 08-35653-KRH
)	Chapter 11
Debtors.)	(Jointly Administered)

NOTICE OF MOTION AND HEARING

PLEASE TAKE NOTICE that Cottonwood Corners – Phase V, LLC (“Movant”), by counsel, has filed a Motion by Cottonwood Corners – Phase V, LLC for an Order (A) Compelling Debtor to Immediately Pay Administrative Rent Pursuant to 11 U.S.C. § 365(d)(3) and 503(b); and (B) Granting Related Relief and Supporting Memorandum (the “Motion”). A copy of the Motion is available from the undersigned.

Your rights may be affected. You should read these papers carefully and discuss them with your attorney, if you have one in this bankruptcy case. (If you do not have an attorney, you may wish to consult one.)

If you do not want the Court to grant the relief sought in the Motion, or if you want the Court to consider your views on the Motion, then by January 27, 2009, you or your attorney must:

1. File with the Court, at the address shown below, a written response pursuant to Local Bankruptcy Rule 9013-1(H). If you mail your written response to the Court for filing, you must mail it early enough so the Court will **receive** it on or before **January 27, 2009**.

William C. Redden, Clerk
United States Bankruptcy Court
701 East Broad Street, Suite 4000
Richmond, VA 23219-1888

You must also deliver a copy to all parties on the Certificate of Service below and to:

Michael P. Falzone (VSB #22324)
Sheila deLa Cruz (VSB #65395)
Hirschler Fleischer, P.C.

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Counsel for Cottonwood Corners - Phase V, LLC

Co-counsel for Cottonwood Corners - Phase V, LLC

P.O. Box 500
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and

Leslie D. Maxwell, Esq.
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2. Attend the hearing scheduled for **January 29, 2009 at 10:00 a.m.** before The Honorable Kevin R. Huennekens, in Courtroom 5000, United States Bankruptcy Court, 701 E. Broad Street, Richmond, Virginia 23219.

If you or your attorneys do not take these steps, the Court may deem any opposition waived, treat the Motion as conceded, and issue an order granting the requested relief without further notice or hearing.

Dated: January 13, 2009

COTTONWOOD CORNERS – PHASE V,
LLC

By: /s/ Michael P. Falzone
Counsel

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Counsel for Cottonwood Corners – Phase V, LLC

CERTIFICATE OF SERVICE

I hereby certify that on the 13th day of January, 2009, I caused a copy of the foregoing to be served by electronic means on the "2002" and "Core" lists and through the ECF system.

/s/ Michael P. Falzone

Michael P. Falzone

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